

AKERMAN SENTERFITT LLP

400 SOUTH FOURTH STREET, SUITE 450
LAS VEGAS, NEVADA 89101
TEL.: (702) 634-5000 – FAX: (702) 380-8572

ARIEL E. STERN, ESQ.
Nevada Bar No. 8276
JACOB D. BUNDICK, ESQ.
Nevada Bar No. 9772
AKERMAN SENTERFITT LLP
400 South Fourth Street, Suite 450
Las Vegas, Nevada 89101
Telephone: (702) 634-5000
Facsimile: (702) 380-8572
Email: ariel.stern@akerman.com
Email: jacob.bundick@akerman.com
Email: diana.erb@akerman.com

Attorneys for Defendants
BAC Home Loans Servicing, LP f/k/a
Countrywide Home Servicing, LP
improperly named as Bank of America
Home Loans, and ReconTrust Company,
N.A.

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

MARK D. HENNINGS,

Plaintiff,

vs.

BANK OF AMERICA HOME LOANS,
RECONTRUST COMPANY, N.A.,

Defendants.

Case No.: 2:10-cv-01965-PMP-RLL

ORDER CANCELING LIS PENDENS

This Court issued an Order Granting Motion to Dismiss, and dismissing this case with prejudice on December 6, 2010 [Dkt. 10], and entered Judgment in favor of Defendants BAC Home Loans Servicing, LP, f/k/a Countrywide Home Loans Servicing LP, improperly named as Bank of America Home Loans (“BAC”) and ReconTrust Company, N.A. (“ReconTrust”, collectively “Defendants”) [Dkt. 11].

Defendants further request that the lis pendens currently recorded against the subject property by Plaintiff Mark D. Hennings (“Plaintiff”) be canceled.

The Court finds that Plaintiff recorded a Notice of Lis Pendens Affecting Real Property (“Lis Pendens”) on or about October 13, 2010, as Instrument No. 201010130001034 in the real property records maintained by the Clark County Recorder. A copy of the Lis Pendens is attached hereto at

Exhibit A and fully incorporated by reference.

UPON CONSIDERATION of Defendants' request to cancel the Lis Pendens, and good cause appearing therefore, the Court hereby grants Defendants their requested relief and rules as follows:

1. IT IS ORDERED, ADJUDGED, and DECREED that the Lis Pendens is hereby cancelled, released, and expunged.

2. IT IS FURTHER ORDERED, ADJUDGED and DECREED that this order canceling the Lis Pendens has the same effect as an expungement of the original Lis Pendens.

3. IT IS FURTHER ORDERED, ADJUDGED and DECREED that Defendants record a properly certified copy of this cancellation order in the real property records of Clark County, Nevada within a reasonable amount of time from the date of this order's issue.

APPROVED:



UNITED STATES DISTRICT JUDGE

Dated: December 10, 2010.

Submitted by:

AKERMAN SENTERFITT LLP

/s/ Ariel E. Stern
ARIEL E. STERN, ESQ.
Nevada Bar No. 8276
JACOB D. BUNDICK, ESQ.
Nevada Bar No. 9772
400 South Fourth Street, Suite 450
Las Vegas, Nevada 89101

*Attorneys for Defendants
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